26.04.2024
Court No. 15
Item No. 01
(**Suvendu**)

CPAN 798 of 2008
IN
W.P.A. 4632 of 2000
With
CAN 1 of 2020

Indrani Sengupta & Anr.
-Versus-
Shambhu Nath Ghosh & Ors.

Mr. Ankit Sureka
Mr. Biplab Das
...for the applicants

Mr. Supratim Dhar
Mr. Tirupati Mukherjee
.....for the alleged contemnor no.6

Mr. Dipak Kumar Mukherjee
Mr. Rajib Mukherjee
Ms. Shreyasi Bhaduri
....for the alleged contemnor no. 5

The contempt application is heard in presence of the learned advocates representing the applicants, alleged contemnor no. 5 and alleged contemnor no. 6 namely Mr. Sanjay Bose.

It has jointly been submitted on behalf of the applicants and the alleged contemnor no.6 that the flat which is to be allotted in favour of the applicants is measuring about 640 Sq.ft. super built up area whereas the flat which was

occupied by the husband of the applicant no. 1(a) was measuring about 527 Sq.ft. carpet area.

In terms of the order dated 20th September, 2007, the alleged added contemnor no.6 kept the flat in the newly constructed building vacant from 2007 till 2024 in order to comply the directions as contained in the order dated 20th September, 2007.

In terms of the previous orders passed on this contempt application, a flat at the ground floor of the building in question has been decided to be allotted in favour of the present applicants and the alleged added contemnor no.6 has decided to hand over the possession of the said flat immediately by handing over keys of the said flat to the present applicants.

Both the learned advocates representing the applicants and the alleged contemnor no. 6 have requested this Court to fix a date and time for handing over possession of the flat.

Accordingly, the alleged added contemnor no. 6, Mr. Sanjay Bose, is directed to hand over the possession of the said flat to the present applicant no. 1(a) on 1st May, 2024 at 12 noon. In order to get the possession of the said flat, the applicant no. 1(a) shall remain present on the aforesaid date and time in front of the flat to be

allotted in faovur of the applicants and the alleged added contemnor no. 6 shall also remain personally present on the said date and time for handing over possession by giving the keys of the said flat to the applicant no. 1(a).

List this contempt application under the same heading on Friday next, 3rd May, 2024.

(Saugata Bhattacharyya, J.)